

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SOVEREIGN BANK, )  
Plaintiff, )  
v. ) Case No. 1:10-CV-05530 (AKH)  
NORTHERN LEASING SYSTEMS, INC., )  
Defendants. )

**NOTICE OF MOTION BY PLAINTIFF  
SOVEREIGN BANK FOR SUMMARY JUDGMENT PURSUANT  
TO RULE 56 OF THE FEDERAL RULES OF CIVIL PROCEDURE**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, Declaration of William Kendall, dated October 25, 2010, and exhibits annexed thereto, proposed statement of facts as to which there is no material issue to be tried and upon all prior proceedings and pleadings, Sovereign Bank (“*Sovereign*”), by and through its undersigned counsel, will move this Court at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, Room 1050, New York, New York 10007-1312, on a date and at a time to be designated by the Court, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting Sovereign summary judgment in its favor and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
November 1, 2010

SCHIFF HARDIN LLP

By: /s/ Louis T. DeLucia  
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**PLAINTIFF SOVEREIGN BANK'S MOTION FOR SUMMARY JUDGMENT**

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- Exhibit 1** 2007 Loan Agreement
- Exhibit 2** 2008 Loan Agreement
- Exhibit 3** 2009 Loan Agreement
- Exhibit 4** Amended and Restated Promissory Note No. 1, effective August 29, 2007
- Exhibit 5** Amended and Restated Promissory Note No. 2, effective September 27, 2007
- Exhibit 6** Amended and Restated Promissory Note No. 3, effective October 31, 2007
- Exhibit 7** Amended and Restated Promissory Note No. 1, effective July 2, 2008
- Exhibit 8** Amended and Restated Promissory Note No. 2, effective September 5, 2008
- Exhibit 9** Amended and Restated Promissory Note No. 3, effective October 30, 2008
- Exhibit 10** Amended and Restated Promissory Note No. 4, effective December 30, 2008
- Exhibit 11** Promissory Note No. 1, effective September 4, 2009
- Exhibit 12** Servicer Limited Guaranty, dated as of August 29, 2007
- Exhibit 13** Servicer Limited Guaranty, dated as of July 2, 2008
- Exhibit 14** Servicer Limited Guaranty, dated as of September 4, 2009
- Exhibit 15** Letter, dated June 18, 2010

**II. Statement of Undisputed Material Facts Pursuant to Local Rule 56.1 in Support of Plaintiff Sovereign Bank's Motion for Summary Judgment**

**III. Memorandum of Law in Support of Plaintiff Sovereign Bank's Motion for Summary Judgment**